

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

UNITED STATES OF AMERICA)
)
)
) Case No. 1:10CR00048
)
v.)
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)
)
JESSICA LYNN ASHBY,) By: James P. Jones
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Defendant.)

For the reasons set forth in the Opinion accompanying this Final Order, it is
ORDERED that the Motion to Dismiss (ECF No. 80) is GRANTED; the
defendant's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28
U.S.C.A. § 2255 (ECF No. 67) is DENIED; and the § 2255 proceeding is stricken
from the active docket of the court. Based upon the court's finding that the
defendant has not made the requisite showing of denial of a substantial right, a
certificate of appealability is DENIED.

ENTER: March 18, 2013

/s/ James P. Jones
United States District Judge